

THE STATE OF NEW HAMPSHIRE  
DEPARTMENT OF ENVIRONMENTAL SERVICES  
WATER COUNCIL

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AUG 09 2004

In Re: Notice of Appeal filed by the Town of Nottingham regarding the Application of  
USA Springs, Inc. for a Large Groundwater Withdrawal Permit  
and Approval of Bottled Water Source  
**Docket Number: 04-15 WC**

**LIMITED APPEARANCE OF COUNSEL**

On the limited basis as herein specified, please enter my appearance as counsel on behalf of the applicant, USA Springs, Inc., for the above-captioned case. This Appearance shall not be deemed to acknowledge the justiciability of the matter purportedly under Appeal as sought by the Town of Nottingham, nor of the jurisdiction of the DES Water Council to consider such Appeal, but rather is submitted for the limited purpose of affording the applicant, at this time, the opportunity to Move to Dismiss such Appeal.

Respectfully submitted,  
USA SPRINGS, INC.

by its attorney,  
**COPY**

Dated: August 6, 2004

Armand M. Hyatt  
110 Main Street  
Salem, New Hampshire 03079  
(603) 893-8069

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, first class, and postage prepaid to Michael Nolin, NHDES, Harry Stewart, NHDES, Mark Beliveau, Esquire, E. Tupper Kinder, Esquire, Anthony Soltani, Esquire, and Assistant Attorney General Richard Head.

**COPY**  
Armand M. Hyatt